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3 UNITED STATES DISTRICT COURT
4 WESTERN DISTRICT OF WASHINGTON
5 AT SEATTLE

6 BENNETT HASELTON, et al.,

7 Plaintiff(s),

8 v.

9 JUMP-LINE, BLUE ZAPP, INC., et al.,

10 Defendant(s).

NO. C06-256P

MINUTE ORDER

13 The following minute order is made by the direction of the court, the Honorable Marsha J.
14 Pechman:

15 The Court has received and reviewed Plaintiffs' Motion and Declaration for Order of Default
16 and Default Judgment. A default order (Dkt. No. 16) has already been entered in this matter.

17 Based on the evidence provided by Plaintiffs, the Court is not prepared to enter a Default
18 Judgment, nor award attorney's fees, in the amounts requested. The proposed Default Judgment asks
19 for damages based on allegations of numbers of "spam" e-mails received by Plaintiffs – the quantity of
20 "spams" alleged is neither reflected in the Complaint nor supported by any corroborative evidence.
21 Similarly, Plaintiff requests \$1,500 in attorney fees with no affidavit by Plaintiff's counsel supporting
22 fees in this amount.

23 Plaintiffs may re-submit their motion for default judgment with proper factual corroboration
24 and sworn affidavits in support of both their damages and attorney's fees requests.

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26 MINUTE ORDER

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2 Filed this 14th day of August, 2006.

3 BRUCE RIFKIN, Clerk

4 By /s Mary Duett
5 Deputy Clerk

26 MINUTE ORDER